

Docket No.: A8319.0013/P013-A
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Kazutoshi Higashiyama et al.

Application No.: 10/806,455

Confirmation No.: 1223

Filed: March 23, 2004

Art Unit: 1746

For: HYDROGEN PRODUCING APPARATUS
AND POWER GENERATING SYSTEM
USING IT

Examiner: M. M. Wills

RESPONSE TO RESTRICTION REQUIREMENT

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:


In response to the restriction requirement set forth in the Office Action mailed April 5, 2007, Applicant hereby elects Group I, claims 1, 5, 16-17 and 20-24 for continued examination without traverse.

The Examiner has required restriction between Group I, claims 1, 5, 16-17 and 20-24, drawn to a hydrogen producing device and fuel cell, and Group II, claims 18-19, drawn to a distributed power source for home. Applicant has elected Group I, claims 1, 5, 16-17 and 20-24, for continued prosecution without traverse.

Applicants note that in view of the present restriction requirement, the restriction requirement in the Office Action dated November 29, 2006 is withdrawn. In the November 2006 Office Action the examiner required restriction between claims 1, 5 and 20-24; and claims 16-19.

Dated: May 4, 2007

Respectfully submitted,

By 

Mark J. Thronson

Registration No.: 33,082

Elizabeth Parsons

Registration No.: 52,499

DICKSTEIN SHAPIRO LLP

1825 Eye Street, NW

Washington, DC 20006-5403

(202) 420-2200

Attorneys for Applicant